

TELECOMMUNICATION

Radio Transmitting and Receiving Facilities

**Agreements Between the
UNITED STATES OF AMERICA
and THAILAND**

**Amending and Extending the
Agreement of August 11, 1965**

As Amended and Extended

Effected by Exchange of Notes at
Bangkok August 23 and September 30, 1993

and

Effected by Exchange of Notes at
Bangkok September 30, 2016 and
March 2 and 23, 2017



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966
(80 Stat. 271; 1 U.S.C. 113)—

“ . . . the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

THAILAND

Telecommunication: Radio Transmitting and Receiving Facilities

*Agreements amending and extending the
Agreement of August 11, 1965,
as amended and extended.*

*Effected by exchange of notes at
Bangkok August 23 and September 30, 1993;
Entered into force September 30, 1993.*

*Effected by exchange of notes at
Bangkok September 30, 2016 and
March 2 and 23, 2017;
Entered into force March 23, 2017.*

EMBASSY OF THE
UNITED STATES OF AMERICA

Bangkok, August 23, 1993

No. 0843

Excellency:

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Kingdom of Thailand, and, in recognition of the mutual desire of our two governments to promote the exchange and dissemination of information through broadcasting, has the honor to propose a continuation of the successful cooperation and joint efforts in this field.

In furtherance of that objective, the Government of the United States proposes that the agreement entered into between the Government of the United States of America and the Royal Thai Government on August 11, 1965, amended through an exchange of notes on February 28, 1983, is further amended as follows:

(a) The Government of the United States of America will upgrade at its own expense the one megawatt medium wave transmitting facility referred to in paragraph 1 (a) of the 1965 agreement. This upgrade includes replacing the existing one megawatt medium wave transmitter with a new one of the same power, replacing the control room with automated equipment, installing receive-only satellite earth stations, and modifying and/or refurbishing the facility as required to effect the upgrade. The Government of the United States

of America will transfer title to the equipment installed as part of the upgrade to the Royal Thai Government when the upgrade has been completed, the date of which completion shall be promptly communicated to the Royal Thai Government. The Government of the United States of America, however, will be responsible for the continued operation and maintenance of the upgraded transmitting facility.

(b) Pursuant to Article 13 of the agreement and to the exchange of notes on March 7, 1983, the term of agreement is extended an additional twenty (20) years from the date that the new transmitter becomes operational.

(c) The Government of the United States of America will grant to the Royal Thai Government, for the exclusive use of the Public Relations Department, the receiving station referred to in paragraph 1 (b) of the 1965 agreement effective upon the date of this agreement. It is understood that all relevant provisions pertinent to the receiving station in the said agreement shall be deemed to have lapsed together with all rights arising therefrom.

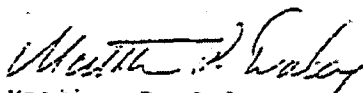
(d) The Government of the United States of America will install a communications link between the Thai Ministry of Foreign Affairs in Bangkok and the above-mentioned transmitting facility. Title to and full responsibility for the communications link will transfer to the Royal Thai Government upon installation of the communications link.

(e) The Government of the United States of America will offer technical training opportunities to Voice of Free Asia studio technicians.

(f) The Government of the United States of America will make a one time, lump sum payment of US dollars 250,000 to the Royal Thai Government as compensation for future Voice of Free Asia studios. Payment will be made upon the signing of this diplomatic note amending the country-to-country agreement. Construction of new Voice of Free Asia studios shall be the sole responsibility of the Royal Thai Government.

If the foregoing proposals are agreeable to the Royal Thai Government, the Government of the United States of America proposes that this note, and the Royal Thai Government note in reply concurring in this note, shall constitute agreed amendments between the two governments of the agreement of August 11, 1963, as amended, these agreed amendments to enter into force on the date of your reply note.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs the assurance of its highest consideration.


Matthew P. Daley

Charge D'Affaires

Embassy of the United States of America

Bangkok, (August 23, 1993)





30 September B.E. 2536 (1993)

Excellency,

I have the honour to acknowledge the receipt of your Embassy's Note No. 0843, dated August 23, 1993, which reads as follows:-

"The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Kingdom of Thailand, and, in recognition of the mutual desire of our two governments to promote the exchange and dissemination of information through broadcasting, has the honor to propose a continuation of the successful cooperation and joint efforts in this field.

In furtherance of that objective, the Government of the United States proposes that the agreement entered into between the Government of the United States of America and the Royal Thai Government on August 11, 1965, amended through an exchange of notes on February 28, 1983, is further amended as follows:

/ (a) ...

His Excellency

Mr. David F. Lambertson,

Ambassador Extraordinary and

Plenipotentiary of the United States of America,

BANGKOK.

(a) The Government of the United States of America will upgrade at its own expense the one megawatt medium wave transmitting facility referred to in paragraph 1 (a) of the 1965 agreement. This upgrade includes replacing the existing one megawatt medium wave transmitter with a new one of the same power, replacing the control room with automated equipment, installing receive-only satellite earth stations, and modifying and/or refurbishing the facility as required to effect the upgrade. The Government of the United States of America will transfer title to the equipment installed as part of the upgrade to the Royal Thai Government when the upgrade has been completed, the date of which completion shall be promptly communicated to the Royal Thai Government. The Government of the United States of America, however, will be responsible for the continued operation and maintenance of the upgraded transmitting facility.

(b) Pursuant to Article 13 of the agreement and to the exchange of notes on March 7, 1982, the term of agreement is extended an additional twenty (20) years from the date that the new transmitter becomes operational.

(c) The Government of the United States of America will grant to the Royal Thai Government, for the exclusive use of the Public Relations Department, the receiving station referred to in paragraph 1 (b) of the 1965 agreement effective upon the date of this agreement. It is understood that all relevant provisions pertinent to the receiving station in the said agreement shall be deemed to have lapsed together with all rights arising therefrom.

/ (d) ...

(d) The Government of the United States of America will install a communications link between the Thai Ministry of Foreign Affairs in Bangkok and the above-mentioned transmitting facility. Title to and full responsibility for the communications link will transfer to the Royal Thai Government upon installation of the communications link.

(e) The Government of the United States of America will offer technical training opportunities to Voice of Free Asia studio technicians.

(f) The Government of the United States of America will make a one time, lump sum payment of US dollars 250,000 to the Royal Thai Government as compensation for future Voice of Free Asia studios. Payment will be made upon the signing of this diplomatic note amending the country-to-country agreement. Construction of new Voice of Free Asia studios shall be the sole responsibility of the Royal Thai Government.

If the foregoing proposals are agreeable to the Royal Thai Government, the Government of the United States of America proposes that this note, and the Royal Thai Government note in reply concurring in this note, shall constitute agreed amendments between the two governments of the agreement of August 11, 1965, as amended, these agreed amendments to enter into force on the date of your reply note."

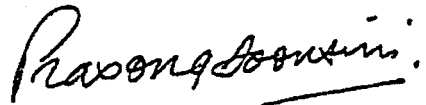
In reply, I have the honour to state that the above proposals are acceptable to the Government of the Kingdom of Thailand and to confirm that the present Note and your Embassy's Note

/ under ...

under reply constitute an agreement modifying the agreement of August 11, 1965, amended and extended by the exchange of notes of February 28, 1983 and of March 7, 1983, between the Government of the Kingdom of Thailand and the Government of the United States of America concerning the continuation of the successful cooperation and joint efforts in promoting the exchange and dissemination of information through broadcasting.

Accept, Excellency, the assurances of my highest consideration.

Squadron Leader

A handwritten signature in dark ink, reading "Prasong Soonsiri". The signature is written in a cursive style with a horizontal line underlining the last part of the name.

(Prasong Soonsiri)

Minister of Foreign Affairs

No. 2016/3439

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Kingdom of Thailand, and in recognition of the mutual desire of our two governments to promote the exchange and dissemination of information through broadcasting, has the honor to propose a continuation of our ongoing and successful cooperation and our joint efforts in this endeavor.

In furtherance of this cooperation, the Government of the United States of America and the Government of the Kingdom of Thailand entered into an agreement, effected by exchange of diplomatic notes on August 11, 1965, to increase the use of radio broadcasting for the mutual benefit of both countries. That agreement was subsequently amended and its term extended via two separate exchanges of notes, the first dated February 28 and March 7, 1983, and the second dated August 23 and September 30, 1993 (collectively, the "1965 Agreement"). Pursuant to the latter exchange of notes dated August 23 and September 30, 1993, the Government of the

United States of America upgraded, at its own expense, the one megawatt transmitting facility referred to in paragraph 1 (a) of the 1965 Agreement. The Government of the United States proposes that the 1965 Agreement be further amended and extended as follows:

(a) Pursuant to paragraph 13 of the 1965 Agreement, the term of the 1965 Agreement shall be extended to September 30, 2023.

(b) As consideration for this extension of the 1965 Agreement, the Government of the United States of America shall pay the Government of the Kingdom of Thailand the total sum of \$1,500,000 over the extended duration of the agreement. The first payment in the amount of \$210,000 shall be due on November 1, 2016. The remaining six (6) payments in the amount of \$215,000 each shall become due on November 1 of each year thereafter, with the final payment made on November 1, 2022, unless the 1965 Agreement is terminated early pursuant to paragraph (c) below. Such payments are subject to the availability of appropriated funds. If the 1965 Agreement is terminated early, the final payment shall be made on November 1 of the final year of the 1965 Agreement.

(c) Notwithstanding Paragraph 13 of the exchange of diplomatic notes on August 11, 1965, if the Government of the United States of

America or the Government of the Kingdom of Thailand decides to cease operations of the one megawatt transmitting facility, either Government may terminate the 1965 Agreement by giving the other Government a minimum eighteen (18) month notice by diplomatic note.

(d) The following paragraph shall replace paragraph (e) from the exchange of notes dated August 23 and September 30, 1993: “The Government of the United States of America shall provide technical assistance to the Ministry of Foreign Affairs. The support shall consist of program production technical assistance and technical assistance for Radio Saranrom.”

(e) The following current broadcasting schedule shall replace the agreed revised broadcasting schedule from the exchange of notes dated February 28 and March 7, 1983:

1030 – 1130	UTC RTG Monday to Friday
1130 – 1200	UTC USG
1200 – 1230	UTC RTG Monday to Friday
1230 – 1300	UTC USG
1300 – 1330	UTC USG
1330 – 1430	UTC USG

1430 – 1500	UTC	USG
1500 – 1530	UTC	RTG Monday to Friday
1500 – 1530	UTC	USG Saturday/Sunday
1530 – 1600	UTC	USG
1600 – 1700	UTC	USG
2200 – 2230	UTC	USG
2230 – 2300	UTC	RTG Sunday to Thursday
2300 – 2330	UTC	RTG Sunday to Thursday
2330 – 2400	UTC	RTG Sunday to Thursday
00 – 0030	UTC	USG

(UTC times are Local Bangkok time minus 7 hours)

(f) Except as expressly provided for above, all other terms and conditions of the 1965 Agreement shall remain unchanged.

If the foregoing proposal is agreeable to the Government of the Kingdom of Thailand, the Embassy proposes that this note, and the Ministry's note in reply to that effect shall constitute an agreement between the two Governments to amend and extend the 1965 Agreement, which shall enter into force on the date of the Ministry's note in reply.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs the assurance of its highest consideration.



Embassy of the United States of America

Bangkok, September 30, 2016



EMBASSY OF THE
UNITED STATES OF AMERICA
BANGKOK

THE AMBASSADOR

March 2, 2017

Excellency:

I have the honor to refer to the Embassy's note No. 2016/3439 dated September 30, 2016, and in recognition of the mutual desire of our two Governments to promote the exchange and dissemination of information through broadcasting, have further the honor to propose a continuation of our ongoing and successful cooperation and our joint efforts in this endeavor.

In furtherance of this cooperation, the Government of the United States of America and the Government of the Kingdom of Thailand entered into an agreement, effected by exchange of diplomatic notes on August 11, 1965, to increase the use of radio broadcasting for the mutual benefit of both countries. That agreement was subsequently amended and its term extended via two separate exchanges of notes, the first dated February 28 and March 7, 1983, and the second dated August 23 and September 30, 1993 (collectively, the "1965 Agreement"). Pursuant to the latter exchange of notes dated August 23 and September 30, 1993, the Government of the United States of America upgraded, at its own expense, the one megawatt transmitting facility referred to in paragraph 1 (a) of the 1965 Agreement. The Government of the United States of America proposes that the 1965 Agreement be further amended and extended as follows:

- (a) Pursuant to paragraph 13 of the 1965 Agreement, the term of the 1965 Agreement shall be extended to September 30, 2023.
- (b) As consideration for this extension of the 1965 Agreement, the Government of the United States of America shall pay the Government of the Kingdom of Thailand the total sum of \$1,500,000 over the extended duration of the agreement. The first payment in the amount

of \$210,000 shall be due on November 1, 2016. The remaining six (6) payments in the amount of \$215,000 each shall become due on November 1 of each year thereafter, with the final payment made on November 1, 2022, unless the 1965 Agreement is terminated early pursuant to paragraph (c) below. Such payments are subject to the availability of appropriated funds. If the 1965 Agreement is terminated early, the final payment shall be made on November 1 of the final year of the 1965 Agreement.

(c) Notwithstanding Paragraph 13 of the exchange of diplomatic notes on August 11, 1965, if the Government of the United States of America or the Government of the Kingdom of Thailand decides to cease operations of the one megawatt transmitting facility, either Government may terminate the 1965 Agreement by giving the other Government a minimum eighteen (18) month notice by diplomatic note.

(d) The following paragraph shall replace paragraph (e) from the exchange of notes dated August 23 and September 30, 1993: "The Government of the United States of America shall provide technical assistance to the Ministry of Foreign Affairs. The support shall consist of program production technical assistance and technical assistance for Radio Saranrom."

(e) The following current broadcasting schedule shall replace the agreed revised broadcasting schedule from the exchange of notes dated February 28 and March 7, 1983:

1030 – 1130	UTC RTG	Monday to Friday
1130 – 1200	UTC	USG
1200 – 1230	UTC RTG	Monday to Friday
1230 – 1300	UTC	USG
1300 – 1330	UTC	USG
1330 – 1430	UTC	USG
1430 – 1500	UTC	USG
1500 – 1530	UTC RTG	Monday to Friday
1500 – 1530	UTC	USG Saturday/Sunday
1530 – 1600	UTC	USG
1600 – 1700	UTC	USG

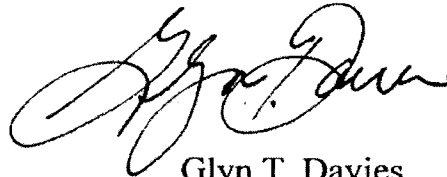
2200 – 2230 UTC USG
2230 – 2300 UTC RTG Sunday to Thursday
2300 – 2330 UTC RTG Sunday to Thursday
2330 – 2400 UTC RTG Sunday to Thursday
00 – 0030 UTC USG
(UTC times are Local Bangkok time minus 7 hours)

(f) Except as expressly provided for above, all other terms and conditions of the 1965 Agreement shall remain unchanged.

If the foregoing proposals are agreeable to the Government of the Kingdom of Thailand, I have the honor to propose that this Note and Your Excellency's Note in reply shall constitute an agreement between our two Governments to amend and extend the 1965 Agreement, which shall enter into force on the date of your Excellency's Note in reply.

Accept, Excellency, the renewed assurances of my highest consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Glyn T. Davies', with a stylized, cursive script.

Glyn T. Davies

H.E. Mr. Don Pramudwinai,
Minister of Foreign Affairs,
Ministry of Foreign Affairs,
443 Thanon Si Ayutthaya,
Ratchathewi,
Bangkok.



No. 0904/592

Ministry of Foreign Affairs,
Sri Ayudhya Road,
Bangkok 10400.

23 March B.E. 2560 (2017)

Excellency,

I have the honour to acknowledge the receipt of your Excellency's Note dated 2 March 2017 which reads as follows:

"I have the honor to refer to the Embassy's note No. 2016/3439 dated September 30, 2016, and in recognition of the mutual desire of our two Governments to promote the exchange and dissemination of information through broadcasting, have further the honor to propose a continuation of our ongoing and successful cooperation and our joint efforts in this endeavor.

In furtherance of this cooperation, the Government of the United States of America and the Government of the Kingdom of Thailand entered into an agreement, effected by exchange of diplomatic notes on August 11, 1965, to increase the use of radio broadcasting for the mutual benefit of both countries. That agreement was subsequently amended and its term extended via two separate exchanges of notes, the first dated February 28 and March 7, 1983, and the second dated August 23 and September 30, 1993 (collectively, the "1965 Agreement"). Pursuant to the latter exchange of notes dated August 23 and September 30, 1993, the Government of the United States of America upgraded, at its own expense, the one megawatt transmitting facility referred to in paragraph 1 (a) of the 1965 Agreement. The Government of the United States of America proposes that the 1965 Agreement be further amended and extended as follows:

His Excellency

Mr. Glyn T. Davies,

Ambassador Extraordinary and Plenipotentiary of the United States of America,

(a) Pursuant to paragraph 13 of the 1965 Agreement, the term of the 1965 Agreement shall be extended to September 30, 2023.

(b) As consideration for this extension of the 1965 Agreement, the Government of the United States of America shall pay the Government of the Kingdom of Thailand the total sum of \$1,500,000 over the extended duration of the agreement. The first payment in the amount of \$210,000 shall be due on November 1, 2016. The remaining six (6) payments in the amount of \$215,000 each shall become due on November 1 of each year thereafter, with the final payment made on November 1, 2022, unless the 1965 Agreement is terminated early pursuant to paragraph (c) below. Such payments are subject to the availability of appropriated funds. If the 1965 Agreement is terminated early, the final payment shall be made on November 1 of the final year of the 1965 Agreement.

(c) Notwithstanding Paragraph 13 of the exchange of diplomatic notes on August 11, 1965, if the Government of the United States of America or the Government of the Kingdom of Thailand decides to cease operations of the one megawatt transmitting facility, either Government may terminate the 1965 Agreement by giving the other Government a minimum eighteen (18) month notice by diplomatic note.

(d) The following paragraph shall replace paragraph (e) from the exchange of notes dated August 23 and September 30, 1993: "The Government of the United States of America shall provide technical assistance to the Ministry of Foreign Affairs. The support shall consist of program production technical assistance and technical assistance for Radio Saranrom."

(e) The following current broadcasting schedule shall replace the agreed revised broadcasting schedule from the exchange of notes dated February 28 and March 7, 1983:

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1500 – 1530	UTC RTG Monday to Friday
1500 – 1530	UTC USG Saturday/Sunday
1530 – 1600	UTC USG
1600 – 1700	UTC USG
2200 – 2230	UTC USG
2230 – 2300	UTC RTG Sunday to Thursday
2300 – 2330	UTC RTG Sunday to Thursday
2330 – 2400	UTC RTG Sunday to Thursday
00 – 0030	UTC USG

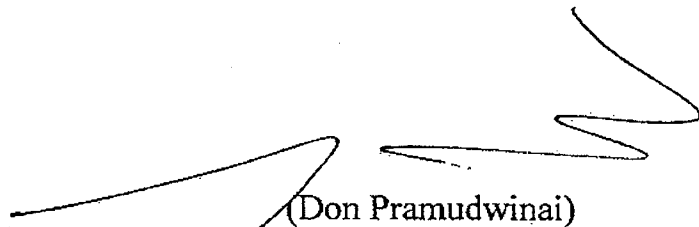
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(f) Except as expressly provided for above, all other terms and conditions of the 1965 Agreement shall remain unchanged.

If the foregoing proposals are agreeable to the Government of the Kingdom of Thailand, I have the honor to propose that this Note and Your Excellency's Note in reply shall constitute an agreement between our two Governments to amend and extend the 1965 Agreement, which shall enter into force on the date of Your Excellency's Note in reply."

In reply, I have the honour to state that the above proposals are acceptable to the Government of the Kingdom of Thailand and to confirm that the present Note and Your Excellency's Note under reply constitute an agreement modifying the agreement of August 11, 1965, amended and extended by the exchange of notes of February 28, 1983 and of March 7, 1983, and the exchange of notes of August 23, 1993 and of September 30, 1993 between the Government of the Kingdom of Thailand and the Government of the United States of America concerning the continuation of the successful cooperation and joint efforts in promoting the exchange and dissemination of information through broadcasting.

Accept, Excellency, the renewed assurances of my highest consideration.

A handwritten signature in dark ink, consisting of a long horizontal stroke followed by a series of loops and a final upward flourish.

(Don Pramudwinai)
Minister of Foreign Affairs
of the Kingdom of Thailand